

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION**

LYNN A. FOX,

Plaintiff,

v.

Civil Action 2:11-cv-01011

Judge Algenon L. Marbley

Magistrate Judge E.A. Preston Deavers

**COMMISSIONER OF SOCIAL
SECURITY,**

Defendant.

ORDER

This matter is before the Court for consideration of the United States Magistrate Judge's February 12, 2013 Report and Recommendation. (ECF No. 20.) The Magistrate Judge recommended that the Court overrule Plaintiff's Statement of Errors and affirm the Commissioner's decision denying Plaintiff's applications for social security disability insurance benefits and supplemental security income.

The Report and Recommendation advises the parties that the failure to object to the within fourteen days results in a "waiver of the right to have the district judge review the Report and Recommendation *de novo*." (Report and Recommendation 35, ECF No. 20.) The time period for filing objections to the Report and Recommendation has expired. Neither party has objected.

The Court has reviewed the Report and Recommendation. Noting that no objections have been filed and that the time for filing such objections expired, the Court **ADOPTS** the Report and Recommendation. Accordingly, Plaintiff's Statement of Errors is **OVERRULED** and the decision of the Commissioner denying Plaintiff's applications for benefits is

AFFIRMED.

IT IS SO ORDERED.

s/Algenon L. Marbley

ALGENON L. MARBLEY

UNITED STATES DISTRICT COURT

DATED: March 1, 2013